

SPW

<b>TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT</b> 37 CFR 1.97(b) or 1.97(c)	Docket No. <b>SPD-101US</b>
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In Re Application Of: **Hill**

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/786,378	02/25/04	Not Yet Assigned	24314	3754	

Title: **Bi-Leaved Valve Apparatus**

Address to:  
**Commissioner for Patents**  
**P.O. Box 1450**  
**Alexandria, VA 22313-1450**

**37 CFR 1.97(b)**

1. ☒ The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

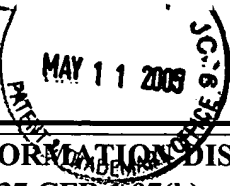
**37 CFR 1.97(c)**

2. ☐ The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:

☐ the statement specified in 37 CFR 1.97(e);

**OR**

☐ the fee set forth in 37 CFR 1.17(p).



**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT**  
(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.  
SPD-101US

In Re Application: **Hill**

Application No. <b>10/786,378</b>	Filing Date <b>02/25/04</b>	Examiner <b>Not Yet Assigned</b>	Customer No. <b>24314</b>	Group Art Unit <b>3754</b>	Confirmation No.
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Title: **Bi-Leaved Valve Apparatus**

**Payment of Fee**

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

- ☐ A check in the amount of \_\_\_\_\_ is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. **10-0270** as described below.
- ☐ Charge the amount of \_\_\_\_\_
- ☒ Credit any overpayment.
- ☒ Charge any additional fee required.
- ☐ Payment by credit card. Form PTO-2038 is attached.

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May 9, 2005

(Date)

  
Signature of Person Mailing Correspondence

John E. Munger

\_\_\_\_\_  
Typed or Printed Name of Person Mailing Certificate

**\*This certificate may only be used if paying by deposit account.**

  
Signature

Dated: **May 9, 2005**

**John E. Munger, Reg. No. 37,685**

CC:



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

David J. Hill

Attorney Docket No. SPD-101US

Serial No. 10/786,378

Group Art Unit: 3754

Filed: February 25, 2004

Examiner: Not Yet Assigned

Title: BI-LEAVED VALVE APPARATUS

\* \* \* \* \*

Jansson, Shupe & Munger, Ltd.  
245 Main Street  
Racine, WI 53403-1034  
May 9, 2005

MAIL STOP DD  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

INFORMATION DISCLOSURE STATEMENT  
FOR PROPRIETARY DOCUMENTS

Attached is a completed Information Disclosure Statement (IDS) form and a copy of each document listed thereon. The statement is believed to be timely filed pursuant to 37 C.F.R. § 1.97(b)(3) because, as far as Applicant is aware, the first office action has not yet been mailed. Applicant submits the identified documents for consideration under the Manual of Patent Examining Procedure section 724.

Consideration of each such document by the Director is respectfully requested. Pursuant to section 609 of the Manual of Patent Examining Procedure, the Director is requested to return an initialed copy of such PTO-1449 form with the next communication, to indicate that such documents have been considered.

Applicant wishes to provide comments with respect to certain of the accompanying references as follows:

The materials listed on the IDS are the subject of a Petition for Expungement of Information or Copy of Papers in Application File that has been concurrently filed by Petitioner and Assignee, Spee-Dee Machinery Packaging, Inc. There are two documents, labeled "PROPRIETARY DOCUMENT 1 OF 2" and "PROPRIETARY DOCUMENT 2 OF 2." Upon information and belief, each of the documents is private and has not otherwise been made public. On the back of each document is located a label containing the application number, filing date, title of invention, and group art unit number for the above-identified patent application for which the Proprietary Documents are submitted. Neither document is dated or titled. Please initial and return the Form 1449 to reflect that the document has been considered.

This submission is not a representation that any such document is prior art to this application; the right to establish otherwise, pursuant to 37 C.F.R. 1.131 or otherwise, is reserved.

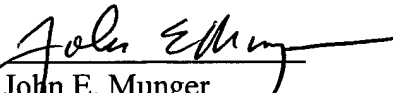
The listed documents are not represented to be material to the examination of this application; such documents are cited, however, to make it clear beyond any doubt that there has

In re Patent Application of:  
Hill  
Serial No. 10/786,378

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been compliance with the Duty of Disclosure. Applicant does not concede each item cited is relevant but the items are cited to show the general background of the art.

Respectfully submitted,

By   
John E. Munger  
Registration No. 37,685

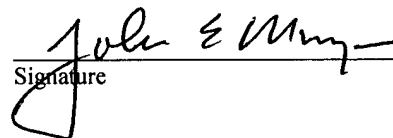
Attorneys for Applicant:

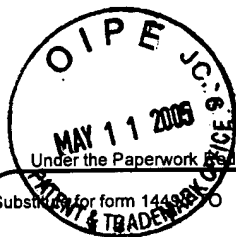
Jansson, Shupe & Munger, Ltd.  
245 Main Street, Suite M  
Racine, WI 53403-1034  
Telephone: 262/632-6900

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: MAIL STOP DD, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450 on May 9, 2005.

John E. Munger  
Name

 May 9, 2005  
Signature Date



PTO/SB/08B (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Substitute for form 1449

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

**Complete if Known**

Application Number	10/786,378
Filing Date	February 25, 2004
First Named Inventor	Hill
Art Unit	3754
Examiner Name	Not Yet Assigned
Attorney Docket Number	SPD-101US

Sheet 1 of 1

**NON PATENT LITERATURE DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
		Author Name Redacted, Valve Drawings, Undated, 2 pages	

Examiner  
SignatureDate  
Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.